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**BEFORE THE ARIZONA CORPORATION COMMISSION**

**COMMISSIONERS**

GARY PIERCE, Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

2011 JUL -5 P 3:11

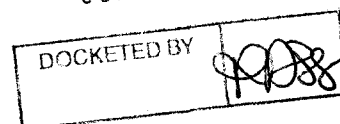
AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
ARIZONA-AMERICAN WATER COMPANY, AN  
ARIZONA CORPORATION, FOR A  
DETERMINATION OF THE CURRENT FAIR  
VALUE OF ITS UTILITY PLANT AND  
PROPERTY AND FOR INCREASES IN ITS  
RATES AND CHARGES BASED THEREON FOR  
UTILITY SERVICE BY ITS ANTHEM WATER  
DISTRICT AND ITS SUN CITY WATER  
DISTRICT, AND POSSIBLE RATE  
CONSOLIDATION FOR ALL OF ARIZONA-  
AMERICAN WATER COMPANY'S DISTRICTS.

DOCKET NO. W-01303A-09-0343

Arizona Corporation Commission  
**DOCKETED**

JUL -5 2011



IN THE MATTER OF THE APPLICATION OF  
ARIZONA-AMERICAN WATER COMPANY, AN  
ARIZONA CORPORATION, FOR A  
DETERMINATION OF THE CURRENT FAIR  
VALUE OF ITS UTILITY PLANT AND  
PROPERTY AND FOR INCREASES IN ITS  
RATES AND CHARGES BASED THEREON FOR  
UTILITY SERVICE BY ITS ANTHEM/AGUA  
FRIA WASTEWATER DISTRICT, ITS SUN CITY  
WASTEWATER DISTRICT AND ITS SUN CITY  
WEST WASTEWATER DISTRICT, AND  
POSSIBLE RATE CONSOLIDATION FOR ALL  
OF ARIZONA-AMERICAN WATER  
COMPANY'S DISTRICTS.

DOCKET NO. SW-01303A-09-0343

**PROCEDURAL ORDER**  
**GRANTING INTERVENTION**

**BY THE COMMISSION:**

On July 2, 2009, Arizona-American Water Company ("Company") filed with the Arizona Corporation Commission ("Commission") an application for rate increases for its Anthem Water district, Sun City Water district, Anthem/Agua Fria Wastewater district, Sun City Wastewater district, and Sun City West Wastewater district.

On January 6, 2011, the Commission issued Decision No. 72047 in these dockets.

On April 1, 2011, the Company filed its Compliance Application to Support Consideration of Stand-Alone Revenue Requirements and Rate Designs for the Anthem/Agua Fria Wastewater District

1 (“Compliance Application”), as required by Decision No. 72047.

2 On April 27, 2011, the Commission issued a Procedural Order Setting Hearing for  
3 Consideration of Compliance Application. The Procedural Order set a hearing to commence on  
4 October 17, 2011, and set associated procedural deadlines.

5 On May 24, 2011, the Company filed an Affidavit of Mailing indicating compliance with the  
6 public notice requirements of the April 27, 2011, Procedural Order.

7 Intervention in the proceeding on the Compliance Application has been granted to Verrado  
8 Community Association, Inc. (“Verrado”), Corte Bella Country Club Association, Inc. (“Corte Bella  
9 Country Club”), Frederick G. Botha, and the Russell Ranch Homeowners’ Association, Inc. (“Russell  
10 Ranch HOA”).

11 On June 23, 2011, the City of Phoenix (“Phoenix”) docketed a filing titled “Motion to  
12 Intervene and Notice of Errors in Exhibit ‘A’ to Decision No. 72047 (“Motion”).

13 The Motion indicates that Phoenix wishes to intervene in the proceeding on the Compliance  
14 Application.<sup>1</sup>

15 No objection was filed to Phoenix’s Motion to Intervene.

16 Phoenix should be allowed to intervene and represent its interests in this proceeding on the  
17 Compliance Application.

18 IT IS THEREFORE ORDERED that the City of Phoenix is hereby granted intervention in  
19 this proceeding on the Compliance Application in order to represent its interests on the issue of  
20 Commission consideration of stand-alone revenue requirements and rate designs for the  
21 Anthem/Agua Fria Wastewater District.

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23 <sup>1</sup> Phoenix did not intervene in, and was not a party to, the proceeding that resulted in Decision No. 72047. However, in addition to  
24 requesting intervention in the proceeding on the Compliance Application, the Motion made a further request as follows:

25 Phoenix requests that the Commission set a limited rehearing [of Decision No. 72047] for the sole purpose to  
26 clarify pages ii, iv and vi to “Exhibit A” to set out a Wholesale Potable Water Rate of \$2.32 per one thousand  
27 gallons delivered and a Wheeling Water Rate of \$0.30 / Kgal delivered unless Arizona American can support a  
change in either rate by submitting an analysis to Phoenix of the actual costs paid or incurred by Arizona American  
with respect to providing the respective services under the Anthem Wholesale Water/Wastewater Service  
Agreement.

28 The Commission has not acted on the above-quoted request.

1 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules  
2 31, 38, and 42, and A.R.S. § 40-243 with respect to the practice of law.

3 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
4 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona  
5 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings  
6 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for  
7 discussion, unless counsel has previously been granted permission to withdraw by the Administrative  
8 Law Judge or the Commission.

9 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
10 Communications) continues to apply to this proceeding and shall remain in effect until the  
11 Commission's Decision in this matter is final and non-appealable.

12 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,  
13 or waive any portion of this procedural order either by subsequent procedural order or by ruling at  
14 hearing.

15 DATED this 5<sup>th</sup> day of July, 2011.

16  
17  
18   
19 TEENA JIBILIAN  
ADMINISTRATIVE LAW JUDGE

20 Copies of the foregoing mailed/delivered  
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